

State of Arizona
COMMISSION ON JUDICIAL CONDUCT

Disposition of Complaint 11-306

Complainant: No. 1432810192A

Judge: No. 1432810192B

ORDER

The complainant alleged that a superior court judge mishandled his case.

The responsibility of the Commission on Judicial Conduct is to impartially determine if the judge engaged in conduct that violated the provisions of Article 6.1 of the Arizona Constitution or the Code of Judicial Conduct and, if so, to take appropriate disciplinary action. The purpose and authority of the commission is limited to this mission.

After reviewing the information provided by the complainant, the commission found no evidence of ethical misconduct and concluded that the judge did not violate the Code in this case. The commission does not have jurisdiction to investigate the legal sufficiency of the judge's ruling. Accordingly, the complaint is dismissed in its entirety pursuant to Rules 16(a) and 23.

Dated: December 27, 2011.

FOR THE COMMISSION

/s/ George Riemer

George A. Riemer
Executive Director

Copies of this order were mailed to the complainant and the judge on December 27, 2011.

This order may not be used as a basis for disqualification of a judge.

(1)

2011-308



Thank you for submitting public comments.

1 message

Judicial Performance Review <info@azjudges.info>

Thank you for submitting public comments to JPR. We value your input in this process.

You wrote:

Name of judge and Name of court:
HONORABLE

courts.

What type of interaction did you have with this judge?

As a plaintiff I observed this judge handle this case with disregard to me and my children. As a judge, how do you know when to accept "Jurisdiction" of a case? But failed to make a decision after 10 months of observing testimonies and evidence from both parties counsel. But instead of a decision he deferred it to another state because: Removing my Daughter from the state of Maine and returning her to the state of Arizona where she had no reason for counseling services would be disruptive of the counseling that she is now receiving. There does not appear to be a good reason to separate the minor children and, whatever the decision, the Court should require that the children should remain together. The judge never closed the gap on the counseling of my daughter issue; Has anyone contacted the father? Was there a financial affidavit done on the defendant? Several thousands of dollars were wasted as a result of his defferment I now am forced to start all over again with double the expenses and most importantly not being able to see my children. The defendant purposely verbally assaulted and his staff, case then gets reassigned to Judge and the defendant still is able to appear telephonically with several of her witnesses at her residence during the hearing. With some background checking he would have seen that the defendant has provided un true statements about her ability to travel to Az for hearing. The defendant still has managed to manipulate the outcome with disregard to the children and the father.

Do you have any other comments regarding this judge?

Is he evaluated by his popularity or his ability to do whats right with-in the law? In my opinion, the defendant was proven unfit by my attorney and feel like there was no fairness at all during the case. With things left the way they are, I can't even appeal this. I need someone to let me know what course of action has been taken to make this right? I hate to feel like I am just another number and I should put my trust in the legal system, which is supposed to help or correct these types of issues. Complex Judges for complex cases should be your goal.

By:

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Judge complaint

Courts of Arizona

As the plaintiff I observed Judge _____ handle Case # FC2007-_____ with disregard to me and my children involved. As a Judge, once you accept jurisdiction, I assume a decision should be determined. Judge _____ failed to make a decision after 70 days in which the case was under advisement. Judge _____ instead deferred the jurisdiction to the state of Maine, stating that the removing of my daughter from the state of Maine and returning her to the state of Arizona would be disruptive to the counseling she is receiving. I have not been contacted by any doctor or counselors up to this point, and was valid question addressed in court. Judge _____ never closed the gap on the counseling and there was no valid financial affidavit completed on the (Defendant) _____, nor was she required to be in the court room. Please see minute entries starting with _____.

Please understand my views and understand what it is like to be without any communication, knowledge and welfare your children for over an extended period. Judge _____ derogatory comment about neither parent sounds like they are fit to have the children on June 7, 2011 during a telephonic status conference was un-called for and appears to be the foundation for driving the result to a state where an appeal cannot even be used.

As a recent retired American Veteran, I look to the system to make decisions based on the evidence and facts. So in this situation there was not a decision made and I am back at square one now. I am forced to hire another attorney to battle this case that I thought should already have a valid decision. The defendant has verbally assaulted and disrespected the Previous _____ and his staff, therefore the case was reassigned to Judge _____. The court should have made a decision based on the children's best interests and in this case separating them from their father is not in the children's best interest, and considering that court is aware of the mothers' mental and domestic violence history. These are some serious issues that need to be addressed. I will be expecting a response back in a reasonable time and will act accordingly.

Respectfully